IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3304 OF 2006

Shoukat Fatte Mohamed .. Petitioner.
Vs.
Ashfaq Ahmed Bashir Ahmed & Ors. .. Respondents.

Mr.N.R.Bubna for the petitioner.
Mr.M.N.Sandhyanshiv for respondent nos.1 to 3.

CORAM : D.B.BHOSALE, J.
DATED : 11TH SEPTEMBER, 2006

P.C.:

. Heard learned counsel for the petitioner and respondent nos.1 to 3.

2. The petitioner has challenged the order dated 18.2.2006 by which the application filed by the respondents-defendant under Order VI Rule 17 of the Code of Civil Procedure has been allowed. I have perused the order. I see no reason to interfere with the said order. The objection of the petitioner as to the limitation and jurisdiction can always be raised during the hearing of trial. The trial Court has rightly allowed the application. The reasons stated in the order are just and proper and warrant no interference by this Court under Article 227 of the Constitution of India. The writ petition is dismissed.

(D.B.Bhosale, J.)